

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

MIKE HOOD,

Plaintiff,

vs.

No. CIV 16-0151 JB/LF

TEXAS FARMERS INSURANCE  
COMPANY; FIRE INSURANCE  
EXCHANGE by Fire Underwriters  
Association, Attorney-in-Fact; FARMERS  
INSURANCE EXCHANGE by Farmers  
Underwriters Association, Attorney-in-Fact;  
Fire Insurance Exchange, Farmers Insurance  
Exchange; KIM GARDETTO; BRUCE  
LITMAN; and DOES 1 to 50,

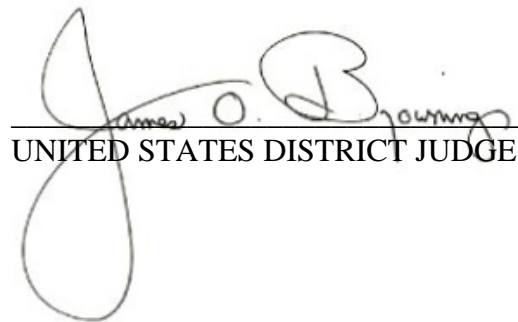
Defendants.

**FINAL JUDGMENT**

**THIS MATTER** comes before the Court on its Amended Memorandum Opinion and Order Adopting the Magistrate Judge's Proposed Findings and Recommended Disposition, filed September 9, 2016 (Doc. 25)("MOO"). In that MOO, the Court dismissed Plaintiff Mike Hood's Complaint For Damages For 1. Breach of Contract 2. Insurance Bad Faith 3. Breach of Fiduciary Duties 4. Violation of the Trade Practices and Frauds Act, NMSA 1978 §§ 59A-16-1 to -30 5. Violation of the Unfair Practices Act, NMSA 1978, §§ 57-12-1 to -24 (1967, as amended through 2003) (the UPA), filed January 13, 2016 (Doc. 1-1)("Complaint"), and allowed him twenty-one days from the date of the MOO to amend his Complaint. See MOO at 9. The Court notified Hood that, if he failed to amend his Complaint within twenty-one days, the Court would dismiss his Complaint with prejudice. Twenty-one days have now passed, and Hood has not filed an amended complaint. Accordingly, the Court enters this Final Judgment pursuant to rule

58 of the Federal Rules of Civil Procedure and dismisses Hood's Complaint with prejudice.

**IT IS ORDERED** that: (i) the Plaintiff's Complaint For Damages For 1. Breach of Contract 2. Insurance Bad Faith 3. Breach of Fiduciary Duties 4. Violation of the Trade Practices and Frauds Act, NMSA 1978 §§ 59A-16-1 to -30 5. Violation of the Unfair Practices Act, NMSA 1978, §§ 57-12-1 to -24 (1967, as amended through 2003) (the UPA), filed January 13, 2016 (Doc. 1-1) ("Complaint"), is dismissed with prejudice; and (ii) final judgment is entered.



UNITED STATES DISTRICT JUDGE

*Counsel:*

Mike Hood  
Santa Cruz, New Mexico

*Plaintiff pro se*

Ryan M. Walters  
Steven J. Hulsman  
Laura Pasqualone  
Lewis Roca Rothgerber Christie LLP  
Albuquerque, New Mexico

*Attorneys for Defendants Texas Farmers Insurance Company, Fire Insurance Exchange, Farmers Insurance Exchange, Kim Gardetto, Bruce Litman, and Does 1 to 50*